GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

PUBLIC SERVICES - Disciplinary Proceedings initiated under Rule–20 of A.P.C.S (CC&A) Rules, 1991 against Smt. M.J.Nirmala, former Project Director, DW&CDA, Guntur District, on alleged irregularities of misappropriation of Government funds by payment of excess amounts more than M.R.P rates on oil packets to M/s. Aditya Traders, towards supplying of oil packets to the ICDS Projects in Guntur District - Enquiry conducted - Not Proved – Dissent Note – Issued – Examined - Further action – Dropped – Orders - Issued.

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DEPTT FOR WOMEN, CHILDREN, DIFFERENTLY ABLED AND SENIOR CITIZENS

G.O.RT.No. 50 Dated: 22-03-2021

Read the following:-

1. Spl. Commr, WD&CW, A.P, Guntur, Lr.No.537/EW2/2016, dated 17.10.2016, 12.06.2017 & 20.06.2017.
2. G.O.Rt.No.43, Dept. for WCDA & SCs, dated 23.05.2017
3. Govt., Memo.No.1265/Estt.A3/2015-8, dated 31.08.2017.
4. G.O.Rt.No.28, Deptt., for WCDA&Sc, dated 08.07.2018.
5. Director, WD&CW, Lr.No.537/E1/2016, dated 22.09.2019.
6. Govt., Memo.No.1265/Estt.,A3/2015-11, dated 09.07.2020.
7. Lr.No.537/E1/2016, dated 26.07.2020 of the Director, WD&CW.
8. G.O.Rt.No.201, Deptt., for WCDA & SC, dated 11.11.2020.
9. Govt., memo.No.1265/Estt.,A3/2015-12, dated 11.11.2020.
10. Rep. of Smt. M.J.Nirmala, Secy., to AP Women Commission dated 26.11.2020.

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ORDER:-

Whereas, the Spl. Commissioner, WD&CW, in the letter 1st read above has informed that the District Collector and Magistrate, Guntur and the Regional Joint Director, WD&CW, Ongole in their enquiry reports have concluded that the Project Director, DW&CDA, Assistant Project Director, Superintendent and Senior Assistant working in O/o the Project Director, DW&CDA, Guntur and certain CDPOs working in Guntur District are responsible for mis-appropriation of Government Funds to a tune of crores of rupees in Guntur District in purchasing of Oil, Dal, Milk and Eggs and other corrupt practices etc., during the years from 2008 to 2015.

2. Whereas, in the G.O 2nd read above, based on the Enquiry Reports and after following due procedure, disciplinary proceedings was initiated under Rule–20 of A.P.C.S (CC&A) Rules, 1991 against Smt. M.J. Nirmala, Project Director, DW&CDA. Subsequently, in the Memo.3rd read above, Govt., remitted the matter to the Spl. Commissioner WD&CW, A.P and authorized the Spl. Commissioner, WD&CW for taking further action against certain Asst., Project Directors & CDPOs, under Rule-24(2) of A.P.C.S (CC&A) Rules, 1991, and also to go ahead with the enquiries and punishments at his level, as the individuals are not retired public servants.

3. Whereas, the Director, W.D & C.W., in the reference 5th read above has informed that the Inquiry Officer has submitted her inquiry report on 10-12-2018 and further inquiry report on 04-06-2019. The enquiry findings are that the allegations against the Charged Officers have not been proved and financial loss to Government exchequer is not there, as entire amount was recovered. All the points flagged by the Spl. Commissioner are related to procedure to be followed while procuring materials. Some procedural gaps are observed during the Inquiry and no valid explanation is given by the alleged officers. Hence, they may be warned for not following procedure while procuring materials. Basing on the inquiry report, the Special Commissioner, W.D & C.W., has issued orders vide Proceedings No.537/Vig.I-Services/2016, dated:29.06.2019, dropping further action on [i]. Smt. V. Vasantha Bala, Asst. P.D., and the

remaining 16 CDPOs [including two Contract CDPOs]. Subsequently, in the G.O.8th read above, Govt., accepted the action of the Director, WD&CW in dropping further action against 17 Officers and also ordered to drop action against retired employees, since the charges framed against the retired officers are held not proved in the Inquiry. However, Govt., in terms of Rule 21(2) of A.P.C.S(CC&A) Rules,1991 have decided to dissent with the findings of the Inquiry Officer and requested Smt. M.J.Nirmala, Project Director, to submit her further representation within 15 days from the date of receipt of the memo.

4. Whereas, in the representation 10th read above, Smt. M.J.Nirmala, Project Director, has requested the Govt., to examine her defense statement and consider to drop further course of action, as she has initially identified the problem and responded immediately and initiated corrective actions as the then Project Director, DW&CDA, Guntur, before the news-published in news-papers and also requested to do justice.

5. Government after careful examination of the entire matter has decided and hereby order to drop further disciplinary action against Smt. M.J.Nirmala, P.D, DW&CDA, Guntur, as there was no financial loss to the Government.

6. The Director, WD&CW, shall take further necessary action in the matter.

[BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH]

A.R. ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director, WD&CW, A.P, Guntur.
The individual through the Director, WD&CW, Guntur.
Copy to:
The Secretary (FAC), APVC.
P.S to M (WD&CW).
P.S to Prl.Secy., to Govt., WCDA&SC.
The District Collector & Magistrate, Guntur.
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER